IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELATE CIVIL JURISDICTION

CIVIL APPLICATION NO.1209 OF 2005
IN
WRIT PETITION NO.186 OF 2004

Hari Shioram Ghare ..Applicant/
Petitioner

Vs.

The State of Maharashtra & Anr. ..Respondents

Petitioner in person
Mrs.S.S.Bhende, A.G.P. for Respondents

CORAM: F.I. REBELLO &
S.P. KUKDAY, JJ.
DATE: 6TH MAY, 2005.

P.C.

. The Petitioner has filed the present Petition for fixing of his pay on his re-appointment and to pay him consequential benefits arising there from. The Petitioner retired as City Civil Court Judge in the year 1994. He was re-employed as President of the District Consumer Redressal Forum on 16th October,1997. Petition has been admitted.

. In the mean time the applicant has taken out this application wherein he has prayed that the Respondent be directed to release difference of pay and allowances in revised scale of 5th pay commission after calculating the same.

. On notice being issued Respondents have

appeared. On instructions learned A.G.P. makes a statement that the Petitioner's pay will be fixed in terms of G.R. dated 6th August, 2001 in the pay scale made applicable, pursuant to the acceptance of the report of the 5th pay commission Report by the State Government. The issue as to whether Petitioner would be eligible to be paid in the pay scale for Judicial Officers in the pay scale recommended by Shetty Commission and as accepted by the Supreme Court can be decided in the Petition.

. In the light of that we direct the Respondents within **eight weeks** from today, to pay to the Petitioner the difference of pay and allowances in terms of 5th pay commission which he is entitled to.

. With the above observations application stands disposed of. No order as to costs.

(F.I.REBELLO,J.)

(S.P. KUKDAY,J.)